

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

**AT CHARLESTON**

**LOWELL DEAN, JUAN ECHEGARAY,  
JIMMY GOBLE, JAMES HALL, KENNETH  
LAWS, ADAM MCCLUNG, MARSHALL  
MARTIN, JIMMY MAYNARD, JR.,  
JOSHUA MEADE, et al.,**

**Plaintiffs,**

**v.**

**Case No. 2:13-cv-2485  
Judge Joseph Goodwin**

**KENTUCKY FUEL CORPORATION,  
SOUTHERN COAL COMPANY, and  
ANTHEM BLUE CROSS,**

**Defendants.**

**AGREED ORDER OF DISMISSAL WITH PREJUDICE**

Plaintiffs Lowell Dean, Juan Echegaray, Jimmy Goble, James Hall, Kenneth Laws, Marshall Martin, Jimmie Maynard, Jr., Adam McClung, Josh Meade, Wallace Meade, Johnny Paige, Jimmy Payne, Jerry Shepard, Albert Smith, Bobby Ward, and Jeffrey Wolford (collectively, “Plaintiffs”), and Defendants Kentucky Fuel Corporation (“Kentucky Fuel”), Southern Coal Corporation (“Southern Coal”), and Anthem Health Plan of Kentucky, Inc. d/b/a Anthem Blue Cross Blue Shield (“Anthem”) (collectively referred to as “Defendants”), each by counsel, announced to the Court that this matter has been resolved and accordingly the parties jointly move the Court to dismiss the above-styled case, with prejudice, in accordance with Rule 41(a) of the Federal Rules of Civil Procedure.

For good cause shown, and there being no objection thereto, it is hereby **ORDERED** that this matter shall be and is hereby **DISMISSED, WITH PREJUDICE**, and stricken from the docket of this Court. The parties shall bear their own costs, expenses and attorney's fees.

The Clerk is directed to strike this action from the docket of the Court. The Clerk is further directed to mail copies of this Order to all counsel of record.

ENTERED this \_\_\_ day of \_\_\_\_\_, 2013.

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**Judge Joseph Goodwin**

**STIPULATED AND AGREED TO BY:**

s/Rodney A. Smith

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